

SEP 22 2005

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For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

Attorney for Plaintiff Romeo Nacar

IN THE UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN MARIANA ISLANDS

ROMEO P. NACAR,

Plaintiff,

vs.

JOSE C. AYUYU, MARCIA AYUYU, M&N  
COMPANY and MCDONALD'S RESTAURANTS  
OF SAIPAN, INC., a CNMI corporation,

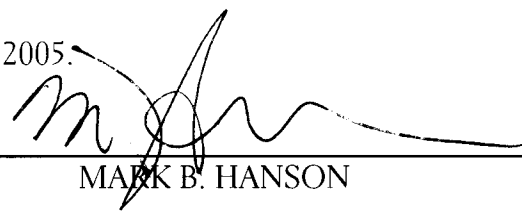
Defendants.

CASE NO. CV 05-0005

PLAINTIFF'S SUPPLEMENTAL  
DISCLOSURES PURSUANT TO  
RULE 26(a)(1)

COMES NOW, Plaintiff ROMEO P. NACAR, by and through his attorney, pursuant to Fed. R. Civ. P. 26(a)(1) and LR 16.2CJ(d), with the following supplemental disclosures: Attached hereto is a corrected copy of Plaintiff's Calculation of Damages. The first calculation contained incorrect totals for columns "B" through "I" thereof.

Respectfully submitted this 21<sup>st</sup> day of September, 2005.

  
MARK B. HANSON

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Saipan, MP 96950  
Telephone: (670) 233-8600  
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Attorney for Plaintiff ROMEO P. NACAR

# NACAR ROMEO CALCULATION OF DAMAGES

(January 10, 2001 to December 31, 2004)

PPE	Reg Hours (Job 1)	OT Hours (Job 1)	OT Hours (Job 2)	OT Hours (Job 3)	Wages Owed (Job 1)	Wages Owed (Job 2)	Wages Owed (Job 3)	Total Wages Owed	Wages Paid (Job 1)	Wages Paid (Job 2)	Wages Paid (Job 3)	Total Wages Paid	Total Wages Due	LDs	Total Amount
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1/14/01	40	5	26.0	0	144.90	126.88	0.00	271.78	115.38	75.00	0.00	190.38	81.40	81.40	162.80
1/28/01	80	46	65	0	454.68	317.20	0.00	771.88	115.38	195.00	0.00	310.38	461.50	461.50	923.00
2/11/01	80	46	65	0	454.68	317.20	0.00	771.88	115.38	195.00	0.00	310.38	461.50	461.50	923.00
2/25/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
3/11/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
3/25/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
4/8/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
4/22/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
5/6/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
5/20/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
6/3/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
6/17/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
7/1/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
7/15/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84

# NACAR ROMEO CALCULATION OF DAMAGES

(January 10, 2001 to December 31, 2004)

PPE	Reg Hours (Job 1)	OT Hours (Job 1)	OT Hours (Job 2)	OT Hours (Job 3)	Wages Owed (Job 1)	Wages Owed (Job 2)	Wages Owed (Job 3)	Total Wages Owed	Wages Paid (Job 1)	Wages Paid (Job 2)	Wages Paid (Job 3)	Total Wages Paid	Total Wages Due	LDs	Total Amount
7/29/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
8/12/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
8/26/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
9/9/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
9/23/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
10/7/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
10/21/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
11/4/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
11/18/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
12/02/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
12/16/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
12/30/01	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
1/13/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
1/27/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84

# **NACAR ROMEO CALCULATION OF DAMAGES**

(January 10, 2001 to December 31, 2004)

PPE	Reg Hours (Job 1)	OT Hours (Job 1)	OT Hours (Job 2)	OT Hours (Job 3)	Wages Owed (Job 1)	Wages Owed (Job 2)	Wages Owed (Job 3)	Total Wages Owed	Wages Paid (Job 1)	Wages Paid (Job 2)	Wages Paid (Job 3)	Total Wages Paid	Total Wages Due	LDs	Total Amount
2/10/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
2/24/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
3/10/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
3/24/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
4/7/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
4/21/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
5/5/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
5/19/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
6/2/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
6/16/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
6/30/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
7/14/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
7/28/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
8/11/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84

# **NACAR ROMEO CALCULATION OF DAMAGES**

(January 10, 2001 to December 31, 2004)

PPE	Reg Hours (Job 1)	OT Hours (Job 1)	OT Hours (Job 2)	OT Hours (Job 3)	Wages Owed (Job 1)	Wages Owed (Job 2)	Wages Owed (Job 3)	Total Wages Owed	Wages Paid (Job 1)	Wages Paid (Job 2)	Wages Paid (Job 3)	Total Wages Paid	Total Wages Due	LDs	Total Amount
8/25/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
9/8/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
9/22/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
10/6/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
10/20/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
11/03/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
11/17/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
12/1/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
12/15/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
12/29/02	80	46	65	84	454.68	317.20	409.92	1181.80	115.38	195.00	0.00	310.38	871.42	871.42	1742.84
1/12/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
1/26/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
2/9/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
2/23/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68

# NACAR ROMEO CALCULATION OF DAMAGES

(January 10, 2001 to December 31, 2004)

PPE	Reg Hours (Job 1)	OT Hours (Job 1)	OT Hours (Job 2)	OT Hours (Job 3)	Wages Owed (Job 1)	Wages Owed (Job 2)	Wages Owed (Job 3)	Total Wages Owed	Wages Paid (Job 1)	Wages Paid (Job 2)	Wages Paid (Job 3)	Total Wages Paid	LDs	Total Amount
3/9/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
3/23/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
4/6/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
4/20/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
5/4/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
5/18/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
6/1/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
6/15/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
6/29/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
7/13/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
7/27/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
8/10/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
8/24/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68
9/7/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	1696.68

# **NACAR ROMEO CALCULATION OF DAMAGES**

(January 10, 2001 to December 31, 2004)

PPE	Reg Hours (Job 1)	OT Hours (Job 1)	OT Hours (Job 2)	OT Hours (Job 3)	Wages Owed (Job 1)	Wages Owed (Job 2)	Wages Owed (Job 3)	Total Wages Owed	Wages Paid (Job 1)	Wages Paid (Job 2)	Wages Paid (Job 3)	Total Wages Paid	Total Wages Due	LDs	Total Amount
9/21/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
10/5/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
10/19/03	40	0	22	24	122.00	107.36	117.12	346.48	69.23	75.00	0.00	144.23	202.25	202.25	404.50
11/2/03	vac	vac	vac	vac	vac	0.00	0.00	vac	vac	vac	vac	0.00	0.00	0.00	0.00
11/16/03	40	5	26.0	30	144.90	126.88	146.40	418.18	69.23	100.00	0.00	169.23	248.95	248.95	497.90
11/30/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
12/14/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
12/28/03	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
1/11/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
1/25/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
2/8/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
2/22/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
3/7/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
3/21/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68



# NACAR ROMEO CALCULATION OF DAMAGES

(January 10, 2001 to December 31, 2004)

PPE	Reg Hours (Job 1)	OT Hours (Job 1)	OT Hours (Job 2)	OT Hours (Job 3)	Wages Owed (Job 1)	Wages Owed (Job 2)	Wages Owed (Job 3)	Total Wages Owed	Wages Paid (Job 1)	Wages Paid (Job 2)	Wages Paid (Job 3)	Total Wages Paid	Total Wages Due	LDs	Total Amount
4/4/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
4/18/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
5/2/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
5/16/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
5/30/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
6/13/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
6/27/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
7/11/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
7/25/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
8/8/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
8/22/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
9/5/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
9/19/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
10/3/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
10/17/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68



# NACAR ROMEO CALCULATION OF DAMAGES

(January 10, 2001 to December 31, 2004)

PPE	Reg Hours (Job 1)	OT Hours (Job 1)	OT Hours (Job 2)	OT Hours (Job 3)	Wages Owed (Job 1)	Wages Owed (Job 2)	Wages Owed (Job 3)	Total Wages Owed	Wages Paid (Job 1)	Wages Paid (Job 2)	Wages Paid (Job 3)	Total Wages Paid	Total Wages Due	LDs	Total Amount
10/31/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
11/14/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
11/28/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
12/12/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	195.00	0.00	333.46	848.34	848.34	1696.68
12/26/04	80	46	65	84	454.68	317.20	409.92	1181.80	138.46	100.00	0.00	238.46	943.34	943.34	1886.68
1/9/05	40	5	26.0	30	144.90	126.88	146.40	418.18	n/a	0.00	0.00	0.00	418.18	418.18	836.36
	8,160	4,615	6,600	8,316	46,025	32,208	40,582	118,815	12,923	19,655	0	32,578	86,237	86,237	172,474

Notes: Job 1: 10.5 hours per day/6 days per week — base wage is 3.05 per hour — paid \$300.00 per month converted to \$69.23 per week  
Job 2: 6.5 hours per day/5 days per week — base wage is 3.25 per hour — paid \$3.25 per hour for 6 hours per day  
Job 3: 6.0 hours per day/7 days per week — base wage is 3.25 per hour — not paid for this time